

CORRECTED FISCAL NOTE

HB 3185 - SB 3200

March 15, 2006

SUMMARY OF BILL: Authorizes certain hybrid motor vehicles to travel in the HOV lanes.

ESTIMATED FISCAL IMPACT:

On February 21, 2006, we issued a fiscal note that indicated a not significant decrease in state and local government revenues. Based on additional information provided by the Department of Transportation, the estimated fiscal impact of this bill is:

(CORRECTED)

Decrease State Revenues – Not Significant

Decrease Local Govt. Revenues – Not Significant

Other Fiscal Impact – According to the Department of Transportation, the federal *Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users* (SAFETEA-LU) addresses the use of HOV lanes and allows certain single occupancy hybrid motor vehicles to travel in the HOV lane. *The definition of a hybrid motor vehicle in this bill does not meet the requirements of SAFETEA-LU.* Therefore, this bill would place Tennessee in non-compliance with federal law which would allow the Federal Highway Administration to request repayment of federal funds spent to construct HOV lanes. An amount in excess of \$75 million in federal funds has been spent on HOV lanes to date.

Assumptions:

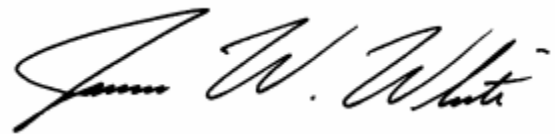
- The state would be in non-compliance with federal law and could be requested to repay approximately \$75 million to the Federal Highway Administration.

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(CORRECTED)**

- To the extent that persons driving hybrid motor vehicles have been fined for driving in the HOV lane under the provisions of current law and will not be fined for driving in the HOV lane under the provisions of this bill, there will be a not significant decrease in state and local government revenues as a result of no longer collecting fines on persons driving such vehicles.
- Currently, the state receives fines and the clerks receive commission on such fines in accordance with TCA 55-10-303.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director